MINUTES
REGULAR MEETING OF THE NEWTON CITY COUNCIL
August 7, 2018 – 7 p.m.

The regular meeting of the Newton City Council was held at 7 p.m. Tuesday, August 7, 2018 at Newton City Hall.

PRESENT: Mayor Anne P. Stedman, Mayor Pro Tem John Stiver and Council Members Jerry Hodge, Anne Wepner, Jody Dixon, Tom Rowe and Ed Sain

STAFF: City Manager Todd Clark, City Clerk Amy S. Falowski, City Attorney John Cilley, City Department Heads and members of the management team

ITEM 1: CALL TO ORDER

Mayor Anne P. Stedman welcomed everyone and called the meeting to order.

ITEM 2: OPENING Invocation and Pledge of Allegiance

Council Member Jody Dixon provided the invocation and Pledge of Allegiance.

ITEM 3: APPROVAL OF MINUTES

Upon motion duly made by Council Member Jerry Hodge, seconded by Mayor Pro Tem John Stiver, it was unanimously RESOLVED:

That the Regular Minutes of the July 10, 2018 City Council meeting be – APPROVED

Upon motion duly made by Council Member Ed Sain, seconded by Mayor Pro Tem John Stiver, it was unanimously RESOLVED:

That Consideration for Resolution for Funding for USDA Loans be – APPROVED

ITEM 4: CONSIDERATION OF CONSENT AGENDA ITEMS

Upon motion duly made by Mayor Pro Tem John Stiver, seconded by Council Member Jerry Hodge, it was unanimously RESOLVED:

That the Consent Agenda be – APPROVED

A. Sewer Adjustments

B. Consideration of the Pyrotechnics Display Permit for the American Legion Fairgrounds

C. Consideration of Resolution Authorizing the City to Engage in Electronic Payments

D. Consideration of Budget Ordinance to Carry Forward Outstanding Purchase Orders at June 30, 2018

E. Consideration of Budget Ordinance Amendment for West A Street Sanitary Sewer Design – ALTA Planning

F. Consideration of Official Intent to Reimburse Capital Purchase of Five Police Vehicles

G. Consideration to Recognize the Donation of Two Vehicles and Equipment to Newton Fire Department
H. Consideration to Adopt Emergency Action Plan for Low River Flow Pumping at the Raw Water Station

(Ordinances, Resolutions and Proclamations are hereby referenced and on file in the Office of the City Clerk)

ITEM 5: COMMENTS FROM THE PUBLIC: PEOPLE WHO WISH TO COMMENT ON NON-AGENDA ITEMS ARE ASKED TO SIGN IN WITH THE CITY CLERK PRIOR TO THE MEETING.

Mayor Anne P. Stedman asked if anyone present would like to make comment concerning non-agenda items. No one appeared.

ITEM 6: Presentation

A. Great Blue Electric Customer Satisfaction Survey

Andy Fusco, from ElectriCities, presented the Electric Customer Satisfaction Survey to City Council.

ITEM 7: Old Business

A. Consideration of Bid Award for Jacob Fork Park

Assistant City Manager Sean Hovis stated that the City Council has contemplated the utilization of proceeds from the Jones’ estate on several occasions. According to Lillian Sewell Jones will, there must be two unanimous votes by two seating City Council’s that are at least 2 years and 3 months apart. Mr. Hovis stated that the first unanimous vote occurred January 8, 2013, at the regularly scheduled council meeting, and the second unanimous vote occurred January 9, 2018.

Mr. Hovis stated that during the January 23, 2018, Council/Staff Workshop, City Council discussed projects on which to spend the proceeds. The three projects agreed upon were an amphitheater, splash pad, and lighting at Jacob Fork Park.

Mr. Hovis stated that on July 05, 2018 the City of Newton received a quote for lighting installation of the two ball fields located at Jacob Fork Park. The quote is in the amount of $399,000. Musco Sports Lighting, LLC is a member of the Sourcewell Purchasing Co-op and has an existing contract (#082114-MSL) with that group that is effective until 9/16/2019. Mr. Hovis explained that the City is a member of the Sourcewell Purchasing Co-Op (member #71661) and will utilize the existing contract for the purchase and installation of this project.

Mr. Hovis recommended that City Council to consider a budget amendment and bid award to Musco Lighting in the amount of $399,000 plus a ten percent contingency of $39,000, totaling $438,000 for lighting installation of the two ball fields at Jacob Fork Park. He recommends formal action in two motions. One for the budget amendment and one for the bid award.

Upon motion duly made by Council Member Ed Sain, seconded by Council Member Tom Rowe, it was unanimously RESOLVED:

That the Budget Ordinance Amendment be – ADOPTED.

Upon motion duly made by Mayor Pro Tem John Stiver, seconded by Council Member Jerry Hodge, it was unanimously RESOLVED:

That the Bid Award to Musco Lighting in the amount of $399,000 plus a ten percent contingency of $39,000, totaling $438,000 for lighting installation of the two ball fields at Jacob Fork Park be – APPROVED.
ITEM 8: New Business

A. Consideration of Purchase of New Rear Load Garbage Truck

Public Works Director Dusty Wentz stated that the Sanitation Division of PWU continues to experience difficulties keeping the rear load garbage trucks in service. On two separate occasions in July, all but one of the five rear loading garbage trucks were inoperable.

Mr. Wentz explained that the rear load fleet is aging. The four rear loader trucks are 1995, 2001, 2008, and 2016 models. The sanitation department had $58,063.92 in unexpected repairs in FY 2017 (on all trucks), and $41,288.56 in FY 2018. Rear load trucks 608 (2001 Sterling) and 610 (2008 International) account for $8,605.89 in FY 2017 and $35,954.16 in FY 2018 of the total unexpected repairs in those years.

Mr. Wentz stated that Unit 608 is recommended for replacement. It is currently the frontline yardwaste / back up garbage truck and is burning one gallon of oil every day it is in operation. The engine is in need of a complete overhaul in order to correct this issue. He explained that this truck also experiences frequent breakdowns due to the electrical and hydraulic systems. The new truck would be moved to a frontline garbage truck position.

Mr. Wentz stated that Unit 608 would be replaced with a dual drive, low entry rear loading truck, as shown in the attached brochures. This truck would be operated by two sanitation operators instead of three, freeing up one position for yard waste and recycling. The attached quote in the amount of $290,000 is for the truck only. An additional $2,050 will be required for tags and insurance.

Mr. Wentz explained that Unit 610 is one of the frontline garbage trucks. It has undergone a complete electric system overhaul in FY 2018. If 608 is replaced, we would move this truck to 608’s position of frontline yardwaste / back up garbage truck.

The next garbage truck replacement is scheduled for FY 2021 in the most recent CIP.

Mr. Wentz stated that staff recommends that the City Council approve the following:

1) Budget Ordinance Amendment for the replacement of one rear load garbage truck in the amount of $292,050.

2) Resolution Declaring Official Intent to Reimburse Expenditures for purchase of rear load garbage truck.

Upon motion duly made by Council Member Tom Rowe, seconded by Mayor Pro Tem John Stiver, it was unanimously RESOLVED:

That Budget Ordinance Amendment for the replacement of one rear load garbage truck in the amount of $292,050 be – ADOPTED.

Upon motion duly made by Council Member Anne Wepner, seconded by Council Member Jody Dixon, it was unanimously RESOLVED:

That Resolution Declaring Official Intent to Reimburse Expenditures for purchase of rear load garbage truck be – ADOPTED.

Upon motion duly made by Mayor Pro Tem John Stiver, seconded by Council Member Ed Sain, it was unanimously RESOLVED:

That Bid for purchase of rear load garbage truck be – APPROVED.

(Ordinances, Resolutions and Proclamations are hereby referenced and on file in the Office of the City Clerk)
B. Consideration of Intent to Reimburse for the Replacement of the 2000 Volvo Dumpster Truck

Public Works and Utilities Director Dusty Wentz stated that the approved FY 2018-2019 Budget includes $282,600 for the purchase of a new dumpster truck to replace the 2000 Volvo Dumpster Truck. Staff has received a quote from Nation Joint Powers Alliance (NJPA), for a Heil Body with Mack Chassis in the amount of $269,436.00 plus $3,000 for the tags, insurance and preparation work.

Mr. Wentz explained that given the current state of the City’s two dumpster trucks, and the 60 – 100 day delivery time, staff recommends purchasing the truck now and reimbursing the general fund once this year’s financing is complete.

Mr. Wentz recommended that the City Council approve the Resolution regarding the intent to reimburse expenditures related to the purchase of the dumpster truck.

Upon motion duly made by Council Member Jerry Hodge, seconded by Council Member Tom Rowe, it was unanimously RESOLVED:

That Resolution regarding the intent to reimburse expenditures related to the purchase of the dumpster truck be – ADOPTED.

Upon motion duly made by Mayor Pro Tem John Stiver, seconded by Council Member Ed Sain, it was unanimously RESOLVED:

That Bid for purchase of the dumpster truck be – APPROVED.

C. Consideration of Budget Ordinance Amendment for Engineering Services for N. Ship Water Line Replacement

Public Works Director Dusty Wentz stated that the week of July 24th, 2018, Staff was made aware of five residences on the 2100 block N. Ship Ave between W. 21st and W. 23rd street with water pressure of 13 psi. The minimum pressure allowed under the City’s water distribution permit is 30 psi. Further investigation by Staff revealed that all five homes are tapped of the same 1” water line.

Mr. Wentz stated that in order to be in compliance with the permit, Staff has determined that approximately 420’ of 6” line needs to be installed on N. Shipp Ave. This section of line will eliminate one dead end and improve water quality as well as increase available pressure. Mr. Wentz stated that staff can complete the construction in house, but plans and permits are required since installation of the 6” line is considered a water system extension.

Mr. Wentz stated that staff contacted Wooten Engineering and received an Engineering Services proposal to complete the work for $12,800.

Mr. Wentz recommended that City Council approve the attached Budget Ordinance Amendment for engineering services for the N. Shipp Water Line Extension project.

Upon motion duly made by Council Member Tom Rowe, seconded by Council Member Jerry Hodge, it was unanimously RESOLVED:

That Budget Ordinance Amendment for engineering services for the N. Shipp Water Line Extension project be – ADOPTED.
(Ordinances, Resolutions and Proclamations are hereby referenced and on file in the Office of the City Clerk)

D. Consideration of Policy on Water and Sewer Connections to Properties Outside the City Limits

City Manager Todd Clark stated that the City of Newton has received a request for water service to a property located just outside of the corporate limits. He explained that in consideration of the expense related to the extension of water and sewer lines outside of the corporate limits, the City Council needs to consider the adoption of a policy concerning the extension of utilities. Furthermore, the City Council needs to consider how such extensions encourage municipal growth and whether voluntary annexation petitions should be required where utility extensions are made outside the corporate limits.

Mr. Clark stated that City Council does not need to take action at this time. Staff requests City Council consider a policy that is currently being drafted for this presentation with possible adoption at the September meeting.

ITEM 9: City Manager’s Report

Meetings & Events

- August 12, Summer Pops Concert on the Downtown Square, 8:00 p.m. (in case of rain, event will be at Newton-Conover Auditorium)
- August 20-22, ElectriCities Conference
- August 24, Ribbon Cutting - Loft ‘n’ Downtown Newton 11:00 a.m. at 107 N College Ave
- Sept 19-21, NCLM – CityVision, Hickory Metro Convention Center
  - September 20th – Host City Event
- Dates will be set for Stormwater Enterprise Public Meetings, for Energy United, and Key Accounts

Other Projects

- Update on Streetlights Downtown

ITEM 10: Questions and Comments from Mayor and Council

Mayor Stedman asked if there were any questions or comments from City Council.

Council Member Jody Dixon gave a report on the Museum upcoming events and the Depot Authority.

ITEM 11: Closed Session – Per North Carolina General Statute 143-318.11(a)(6)

Upon motion duly made by Council Member Jody Dixon, seconded by Council Member Anne Wepner, it was unanimously RESOLVED:

That City Council enter CLOSED SESSION per General Statute 143-318.11(a)(6)

Motion was then made by Council Member Ed Sain, seconded by Mayor Pro Tem John Stiver to return to open session.

All ayes.
ITEM 11: **Adjournment**

Upon motion duly made by Council Member Jody Dixon, seconded by Council Member Anne Wepner, it was unanimously RESOLVED:

That the Meeting be – ADJOURNED

Anne P. Stedman, Mayor

Amy S. Falowski, City Clerk